

Page 1

Attorney's Docket No. ASMMC.057AUS

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**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;


I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SEED LAYER FORMATION; the specification of which is attached hereto;

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

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Full name of first inventor: **Miika Leinikka**

Inventor's signature 

Date March 23, 2004

Residence: **Laajaniitynkuja 1 B 22, FIN-01620 Vantaa, FINLAND**

Citizenship: **Finnish**

Post Office Address: **same as above**

Page 2

Attorney's Docket No. ASMMC.057AUS

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Full name of second inventor: **Juhana J.T. Kostamo**

Inventor's signature



Date

March 18, 2004Residence: **Norppatie 4 B 5, FIN-02260 Espoo, FINLAND**Citizenship: **Finnish**Post Office Address: **same as above**

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Send Correspondence To:

**KNOBBE, MARTENS, OLSON & BEAR, LLP****Customer No. 20,995**W:\DOCS\BCL\BCL-1242.DOC  
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ASMMC.057AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Leinikka et al.	)
			)
App. No.	:	Unknown	)
			)
Filed	:	Herewith	)
			)
For	:	SEED LAYER FORMATION	)
			)
Examiner	:	Unknown	)
			)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCAION AND POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected

23/03 09:00:12 FAX 31 30 2288999 ASM FIG 008

App. No. : Unknown  
Filed : Herewith

herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

ASM INTERNATIONAL N.V.

Dated: 25 March 2004

By:   
Menso Hendriks

Title: Central IP Counsel

Address: Jan van Eycklaan 10  
3723 BC Bilthoven  
THE NETHERLANDS

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**COPY  
Do Not Record**Application No.: Unknown  
Filing Date: HerewithPATENT  
Client Code: ASMMC.057AUS  
Page 1

## ASSIGNMENT

WHEREAS, We, Miika Leinikka, a Finnish citizen, residing at Laajaniitynkuj 1 B 22, FIN-01620 Vantaa, FINLAND, and Juhana J.T. Kostamo, a Finnish citizen, residing at Norppatie 4 B 5, FIN-02260 Espoo, FINLAND, have invented certain new and useful improvements in a SEED LAYER FORMATIONS for which we have executed an application for Letters Patent in the United States, on even date herewith;

AND WHEREAS, ASM INTERNATIONAL N.V. (hereinafter "ASSIGNEE"), a Dutch Corporation, with its principal place of business at Jan van Eycklaan 10, 3723 BC Bilthoven, THE NETHERLANDS, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in return for good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 23 day of March, 2004



Miika Leinikka

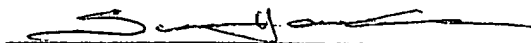


Witness Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of March, 2004



Juhana J.T. Kostamo



Witness Signature